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Attorney for Plaintiffs MIRSAD HAJRO and JAMES R. MAYOCK

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

MIRSAD HAJRO, JAMES R. MAYOCK

Plaintiffs,

v.

UNITED STATES CITIZENSHIP
AND IMMIGRATION SERVICES,
T. DIANE CEJKA, Director
USCIS National Records Center,
ROSEMARY MELVILLE,
USCIS District Director of San Francisco,
JANET NAPOLITANO, Secretary
Department of Homeland Security,
ERIC HOLDER, Attorney General
Department of Justice
Defendants

Case No. CV 08 1350 PVT

**STIPULATION FOR ORDER
SHORTENING TIME
AND PROPOSED ORDER**

1. The parties respectfully file this stipulation for order shortening time pursuant to Civil Local Rule 6-2.

2. A hearing on cross-motions for summary judgment is scheduled on October 27, 2009 at 10 a.m.

3. Plaintiffs filed a cross motion for summary judgment on October 5, 2009. This was not in accordance with the 35 day time limit of Civil Rule 7-2.

1 This was due to an error by Plaintiffs' counsel who mistakenly calendared the
2 21 day time limit for the filing of an Opposition stated in Civil Local Rule 7-3.
3 Plaintiffs' counsel apologizes to the Court and Defendants' counsel for this
4 mistake.

5 4. There have been several previous stipulations to extend dates in this
6 case, but no prior requests to either enlarge or shorten time.

7 5. The parties believe that hearing the parties' cross-motions on the
8 same October 27,2009 hearing date makes the most sense in terms of
9 efficiency.

10 6. For this reason, the parties stipulate to waiving the time limit of Civil
11 Local Rule 7-2.

12
13 Dated: October 13, 2009

Respectfully submitted,

14
15 _____/s/_____
16 KIP EVAN STEINBERG
Attorney for Plaintiffs

17
18 Dated: October 13, 2009

Respectfully submitted,

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20 JOSEPH P. RUSSONIELLO
United States Attorney

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22 _____/s/_____
23 ILA C. DEISS
24 Assistant United States Attorney
Attorney for Defendants

ORDER

Pursuant to stipulation, IT IS SO ORDERED. The time limit of Civil Rule 7-2 is waived pursuant to stipulation. The hearing date on the cross motions for summary judgment will take place on October 27, 2009.

Date: 10/19/09


PATRICIA V. TRUMBULL
United States Magistrate Judge